
MONDAY, JULY 27, 2009

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioners Brenneman and Dupont, and Clerk Robinson were present.

NO MEETINGS SCHEDULED

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 28, 2009.

TUESDAY, JULY 28, 2009

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioners Brenneman and Dupont, and Clerk Robinson were present.

Chairman Lauman opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Lauman closed the public comment period.

MEETING W/ KIM CROWLEY RE: PILT

[9:00:35 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Library Director Kim Crowley, Library Foundation Director Stewart Harvey, Barry Conger, Aaron Wallace, Ron Nash, Clerk Kile

Kim Crowley reviewed the Columbia Falls library project which she stated is a \$2.4 million dollar project they are hoping to receive \$350,000 of PILT money for, which would allow them to relocate the Columbia Falls library to the former First Citizens Bank which is now the Glacier Discovery Square. The money being requested would also go towards construction on the lower level of the building, install an elevator for handicap accessibility and remodel the meeting room and HVAC system. She explained they are already using part of the building for library programs and community wide programs.

Barry Conger reviewed projects the First Best Place Task Force is working on with the one being presented today being re-developing the First Citizens Bank Building into a community center and re-locating the Columbia Falls Branch Library. He then explained the project will involve redoing the upstairs and taking out most of the interior walls and creating an open space for the library that will nearly double its size, and provide multiple educational and cultural opportunities as the library is partnering with several agencies to provide educational opportunities for youth and adult.

Commissioner Brenneman asked if the Library Board had made a commitment to move into the building.

Crowley stated they have not signed a lease, but their intention is to sign a 50 year lease.

General discussion was held relative to the size of the current library and current needs.

Commissioner Brenneman asked if the City of Columbia Falls had been asked to put money towards the library.

Kim Crowley stated that they formally had not, but discussions have been held in regards to them paying for all the utilities and maintenance on the building like they presently do.

General discussion continued in regards to cost and current monies secured as well as grants.

Pence explained the need is currently in the capital improvement plan and they have a legitimate request in asking for a contribution from PILT. He noted funding for this amount could be available if the commission feels it is a worthy project with a high enough priority; the county typically receives \$1.3 million a year of PILT money with \$500,000 going to the Road Department.

Stewart Harvey noted the level of monies already identified have been from private resources, so when you have matching funds from government agencies it shows a great partnership. He then stated with library usage so high it would be an excellent investment and a great incentive for the voters and citizens to look at the county investment in the project and appreciate where their tax dollars are going.

Commissioner Brenneman made a **motion** to take the request under advisement. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

TUESDAY, JULY 28, 2009
(Continued)

BI-MONTHLY MEETING W/ MINDY COCHRAN, GIS

[9:30:06 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

GIS Director Mindy Cochran, Clerk Kile

Cochran reported her staff has seen a steady request for map orders and surveys creating new parcels have increased compared to last year. She then reviewed department projects which included:

- Creating maps and ownership lists of areas along the North Fork Road to be annexed into Columbia Falls Fire
- Creating maps and ownership lists of areas around Leisure Island that have not previously been annexed into a fire district
- Locating Forest Service land that has been annexed into a fire district so Lincoln Chute can look into a de-annexation process
- Updating the school district boundary map for the Superintendent of Schools
- Continuing to assist Weed & Parks Board in mapping maps for their trails projects
- Reviewing the critical water resources work from Flathead Biological Station
- Working with History is Posh Group on historical mapping projects
- Working with DNRC in order to select a vendor to obtain LIDAR (Light Detection and Ranging) data and aerial photography of Flathead Valley

She then reviewed the department's older projects and upcoming projects and asked for commissioner approval to host an application for Flathead Conservation District; unanimous verbal consent from the commission was given. It was then reported GIS will be helping to identify gravesites at the Demersville Cemetery.

QUARTERLY JAIL FACILITY TOUR

[10:00:23 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

DISCUSSION RE: BLUE BUILDING INTERIOR REMODELING STUDY & COST

[10:30:42 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Deputy County Attorney Tara Fugina, Treasurer Adele Krantz, Superintendent of Schools Marcia Sheffels, Recording Manager Monica Eisenzimer, Clerk Kile

General discussion was held relative to renovating the Blue Building and adding an elevator to the Old Courthouse in order to meet facility needs for the Clerk & Recorder's Office and Treasurer's Office. Pence explained \$2.9 million has been set aside to build a new administrative building, but in light of the economy and recent renovations to the Old Courthouse he stated it is hard to justify vacating it now when the price tag of a new building is at \$4 million. The proposal is to put the administrative building on long term hold and to consider using the current facilities with renovation and improvements done utilizing funds that have been set aside for the administrative building.

Krantz summarized the proposal for the Treasurer's Department would involve moving the entire department to the main floor and consolidating with the Motor Vehicle Department, which would eliminate the need for two staff members and make her office more efficient. She then noted the Superintendent of School's would move to the lower level.

General discussion was held relative to renovations which would include elimination of a stairway on one side of the building and moving one on the other side to make more space available for an elevator. Also discussed were changes to the restrooms, layout efficiency and insulation.

Pence stated what they are looking for is a recommendation from the commission in regards to moving forward if they feel this is a good solution to the facility needs. He noted with parking needs the space can still be utilized where the building was to be built.

Chairman Lauman stated he agreed with the proposed use of space with the Courthouse structure being adequate if an elevator is installed. He then said the Blue Building was built as a temporary building that does need improvements and feels it would be a wise use of money to do the renovations and add additional parking.

Pence pointed out the money is set aside from the administrative building and they would still have money left over for another building project.

Commissioner Dupont pointed out that he felt it would be cost effective for \$600,000.00 compared to \$4 million and would be a great savings if it would still accomplish what we need for facilities.

General discussion was held relative to a grant for insulation, exterior siding and location of the stairway.

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(Continued)

Commissioner Brenneman made a **motion** to proceed with remodeling. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

MEETING W/ ALEX HOGLE/ PLANNING & ZONING OFFICE RE: HOMESTEAD AT WHITEFISH VARIANCE REQUEST FOR EMERGENCY EGRESS

[11:00:06 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Planning & Zoning Director Jeff Harris, Planner Alex Hogle, Deputy County Attorney Tara Fugina, Eric Mulcahy, Clerk Kile

Hogle reported Homestead at Whitefish has requested a variance regarding grade and width standards for emergency egress. Preliminary plat approval was granted on March 22, 2005 with two separate locations for an emergency egress through U.S. Forest Service land to the north. Final plat approval was granted on September 14, 2006. He then explained Phase 2 was submitted on September 20, 2007 at which time problematic issues regarding the approved emergency egress became apparent. Findings of Fact were then reviewed as well as conditions of approval.

Mulcahy explained they have been working for the past year trying to piece together an emergency egress they could accomplish. He then stated they are okay with the recommendations as written.

Commissioner Brenneman asked what kind of agreement they had that forest service road 11240B would stay open.

Mulcahy stated they don't have a permanent easement; they have been trying to secure one for the past four years. The Forest Service policy is they will only give you a permanent easement if you have no other access to the development.

Discussion was held relative to access.

Commissioner Brenneman made a **motion** to approve the variance with the conditions as presented. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

1. The emergency egress shall be constructed to a width 20 feet except where limited by bedrock constrictions where road width shall be no less than 16 feet in width(16 foot exceptions are not allowed on curves or switchback turns).
2. The emergency egress shall be constructed not to exceed 9%, except for physically constrained areas where constructed egress shall not exceed a maximum of 11% with adequate run in and run out (11% exception is not allowed on curves or switchback turns).
3. The emergency egress shall be constructed with 50 feet outside and 30 feet inside minimum turning radius.
4. The internal loop route through Lot 20 and the egress route through Tract 2 COS 17615 shall be equipped with breakaway gates at each end upon completion.
5. The egress shall be completed to the allowed specifications as conditioned and certified by a licensed engineer prior to final plat approval of any phase subsequent to Phase 2 (i.e. Phase 3, Phase 4 or Homestead Cabins).
6. The applicant shall show proof of an approved and completed approach permit from the Flathead County Road Department for the egress approach onto Farm to Market Road prior to final plat approval of any phase subsequent to Phase 2 (i.e. Phase 3, Phase 4 or Homestead Cabins).
7. Disturbed slopes shall be re-vegetated in accordance with either an amended approved Weed Control Plan for the subdivision or a new approved Weed Control Plan specific to the egress routes prior to final plat approval of any phase subsequent to Phase 2 (i.e. Phase 3, Phase 4 or Homestead Cabins).
8. The applicant shall reasonably remediate flora and soils disturbed by construction of the egress route prior to final plat approval of any phase subsequent to Phase 2 (i.e. Phase 3, Phase 4 or Homestead Cabins). Adequate remediation may include the replacement of top soil, hydro-seeding and use of erosion-mat style Best Management Practices to minimize subsequent erosion and ensure re-vegetation of the disturbed areas.

MEETING W/ BONNIE OLSON, DISTRICT COURT RE: EDWARD BYRNE BUREAU OF JUSTICE GRANT FOR ELECTRONIC COURTROOM

[11:20:55 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Deputy County Attorney Tara Fugina, District Court Office Administrator Bonnie Olson, Clerk Kile

Olson stated she is seeking commissioner approval to apply for a non-competitive grant that would provide an electronic courtroom for District Court.

Commissioner Dupont made a **motion** to approve applying for the Edward Byrne Bureau of Justice Grant to obtain an Electronic Courtroom. Commissioner Brenneman **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

TUESDAY, JULY 28, 2009
(Continued)

BOARD APPOINTMENT: BOARD OF ADJUSTMENT

[11:28:00 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Deputy County Attorney Tara Fugina, Planning & Zoning Director Jeff Harris, Planning & Zoning Office Administrator Mary Sevier, Gary Krueger, Bruce Tutvedt, Clerk Kile

Chairman Lauman noted letters of interest were received from Kathy Robertson and Gary Krueger.

Commissioner Dupont stated he knows Gary Krueger and knew and respected his dad when he was a county commissioner and feels he has a lot of experience.

Commissioner Dupont made a **motion** to appoint Gary Krueger to the Board of Adjustments. Chairman Lauman **seconded** the motion.

Commissioner Brenneman said Gary Krueger is certainly qualified in many ways to fill the position. He then stated Mr. Krueger has numerous times come before the board with questions that need to be resolved by the Board of Adjustment. If we continue with this action he certainly would have to recuse himself numerous times I would hope. He went on to say it doesn't seem to him that it is a direction they need to go when they have an applicant, Kathy Robertson who has in fact proven to be very competent as a Planning Board member and understands what's going on. He then added it's certainly not because I don't approve of Mr. Krueger, but this isn't something that I can support.

Aye - Lauman and Dupont. **Opposed** - Brenneman. Motion carried by quorum.

CONSIDERATION OF ADOPTION OF FINAL RESOLUTION: PENTELUTE, ET AL, ZONE CHANGE/ BLANCHARD LAKE ZONING DISTRICT

[11:32:56 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Planning & Zoning Director Jeff Harris, Planner Andrew Hagemeier, Deputy County Attorney Jonathan Smith, Deputy County Attorney Tara Fugina, Clerk Kile

Commissioner Brenneman made a **motion** to adopt Resolution 966Y. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

RESOLUTION NO. 966 Y

WHEREAS, the Board of Commissioners of Flathead County, Montana, held a public hearing, following publication of legal notice, on the 18th day of June, 2009, concerning a proposal to change the zoning designation in portions of the Blanchard Lake Zoning District from AG-20 (Agricultural) to SAG-5 (Suburban Agricultural) and B-2 (General Business);

WHEREAS, the Board of Commissioners did hear public comment on the proposed zoning changes at said hearing;

WHEREAS, the Board of Commissioners reviewed the recommendation of the Flathead County Planning Board regarding the proposed changes in the Blanchard Lake Zoning District;

WHEREAS, based upon that recommendation and the public testimony, the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205, M.C.A., adopted a resolution of intention (Resolution No. 966 X) on June 18th, 2009, to change the zoning designation in portions of the Blanchard Lake Zoning District from AG-20 (Agricultural) to SAG-5 (Suburban Agricultural) and B-2 (General Business); and

WHEREAS, notice of passage of that Resolution was published once a week for two weeks, on June 23 and June 30, 2009, and the Board of Commissioners did not receive written protests from forty percent (40%) of the freeholders within the Blanchard Lake Zoning District.

NOW THEREFORE, BE IT RESOLVED that the Board of Commissioners of Flathead County, Montana, in accordance with Section 76-2-205(6), M.C.A., hereby amends the Blanchard Lake Zoning District to change the zoning designation for the area described as the boundaries of Tracts 3C, 3CC, 3CAD and 3CA located in Section 25, township 30 North, Range 22 West, P.M.M., Flathead County, Montana and located on the west side of US Highway 93 just north of Happy Valley. The B-2 shall envelope parcels 3C, 3CC, 3CDA and a portion of 3CA and 2G. The SAG-5 is on the western part of 3CA and 2G. The SAG-5 is on 20 acres and B-2 is also on 20 acres. Two parcels (3CA and 2G) are to be split by the designations, to separate the commercial uses from a low lying area on the Western portions of the properties, the AG-20 (Agricultural) to the West to be bounded by SAG-5 (Suburban Agricultural) and then B-2 (General Business), as those terms are used and defined in the Flathead County Zoning Regulations, and as shown on the map attached hereto.

TUESDAY, JULY 28, 2009
(Continued)

DATED this 28th day of July, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

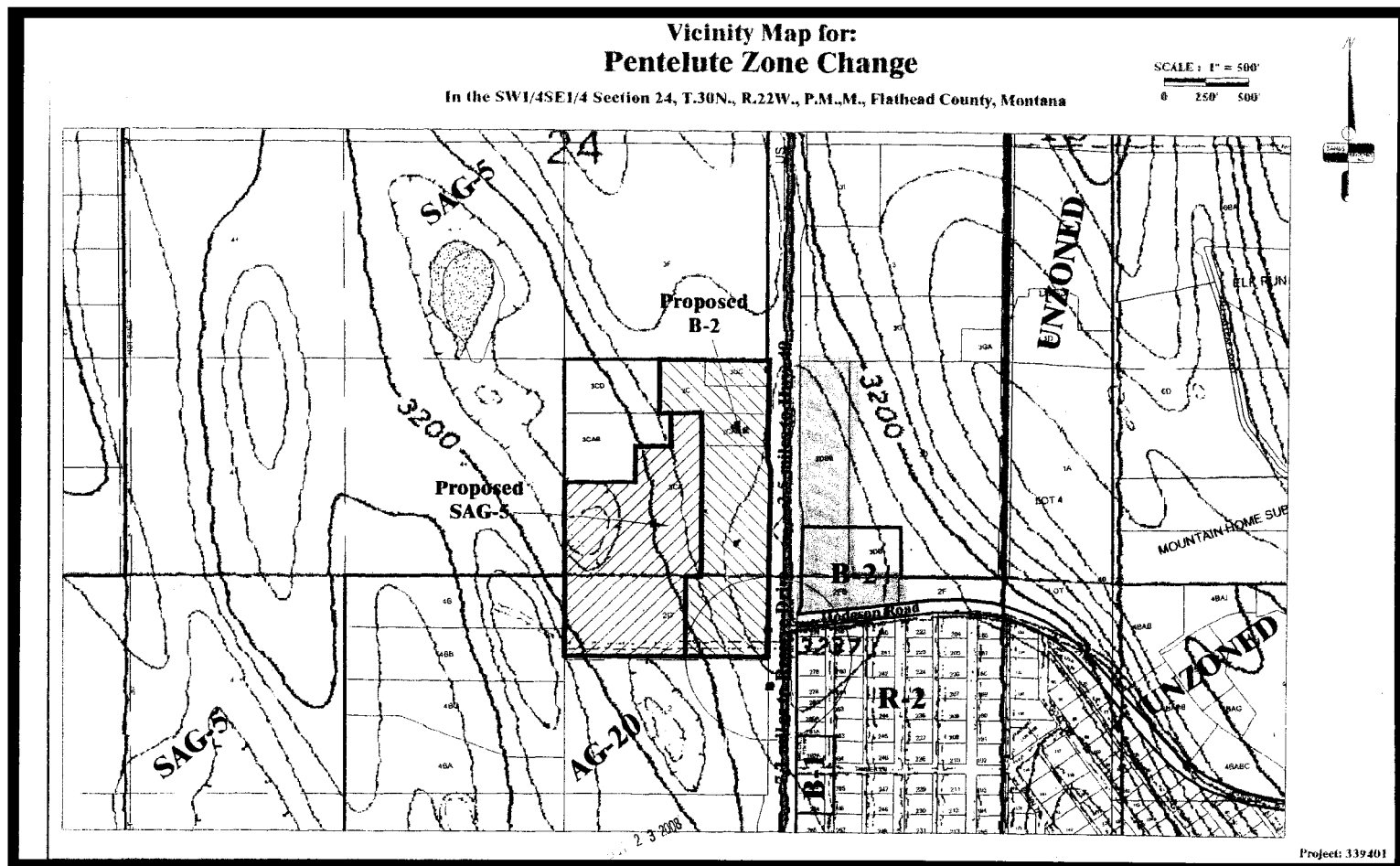
By/s/Dale W. Lauman
Dale W. Lauman, Chairman

By/s/Joseph D. Brenneman
Joseph D. Brenneman, Member

By/s/James R. Dupont
James R. Dupont, Member

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy Clerk



CONSIDERATION OF ADOPTION OF RESOLUTION: CREATION OF RSID #147/ MENNONITE CHURCH ROAD

11:34:05 AM

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Deputy County Attorney Tara Fugina, Public Works Director Dave Prunty, Operations Manager Road & Bridge Dept. Guy Foy, Planning & Zoning Director Jeff Harris, Sandy Leighty, Sam Leighty, LeRoy Stevens, Malinda Crawford, Carolyn Crawford, Clerk Kile

Pence stated the bids came in with an estimate significantly less than anticipated at \$606,000.00. He noted the assessments would now be much lower than initially anticipated and definitely under \$200.00 a year with a possible range of \$160.00 on a 20 year assessment and 5.25% bond rate. Pence reported the construction part of the project is \$606,000; the RSID cost with construction, engineering bonding and revolving fund totaled \$203,000 with the county providing the funding for two-thirds of the projects.

Fugina reported a Resolution of Intent was adopted by the commission on June 16, 2009, and a public hearing was held on July 23, 2009 in regards to creation of the RSID, at which time Commissioner Brenneman was not present and it was taken under advisement.

Commissioner Brenneman stated he reviewed the protest letters received and public hearing minutes, and based upon that information he feels he is able to make a decision. He went on to say that certainly there are times when as a commissioner we find ourselves making decisions we would like to do differently because of the people we know involved, however, I have always tried to apply the idea is it reasonable, fair and in the best interest for the greatest number of people, and I find that this project as proposed meets that criteria. Brenneman then said that he checked into making adjustments to the Resolution of Intent regarding possible lots that shouldn't be included and stated that the ruling is that the changes can't be made.

Fugina then stated that modifications to a Resolution of Intent to the boundaries of the Resolution are not to be taken lightly because that is how we make sure every citizen is informed. If any of the commissioners believe there is a good cause to exclude a property from the RSID that can be done by findings; however, we cannot add properties into the boundaries.

TUESDAY, JULY 28, 2009
(Continued)

Commissioner Brenneman said he certainly agrees there is an inherent inequality in the present legislation that once this RSID is created that subsequent divisions of land aren't expected to pay into the RSID; this road certainly accesses lands with significant development potential. He then stated he has promised to do whatever he can to address that legislatively and anticipates a legislator from this area will be willing to do something if possible.

Commissioner Dupont stated he concurs with most of what Commissioner Brenneman said. He went on to say that during the public hearing for the creation of the RSID that people questioned why they have to pay to pave their road when so many roads in the county were paved with county money. He then stated when you look into that you will find out that almost all the roads in Flathead County were paved with PILT money that came from the Federal Government in timbers payments over the last 50-60 years. Dupont further stated comments made in regards to the whole county sharing in the cost to pave Mennonite Church Road are not justified when there are a lot of people that don't use it. He also said he feels future lot owners should have to pay into the RSID but with the law there is nothing they can do.

Chairman Lauman stated he agreed also and feels we need to work with the legislature in changing the laws. He then added that you can't oil your road for what the RSID would cost.

Commissioner Brenneman asked if there was any support for changing the boundaries.

Chairman Lauman and Commissioner Dupont stated they did not.

Commissioner Brenneman made a **motion** to adopt Resolution 2210A. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of the County of Flathead, Montana (the "County"), hereby certify that the attached resolution is a true copy of Resolution No. 2210 A, entitled: "RESOLUTION RELATING TO RURAL SPECIAL IMPROVEMENT DISTRICT NO. 147; CREATING THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF RURAL SPECIAL IMPROVEMENT DISTRICT BONDS SECURED BY THE COUNTY'S RURAL SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND" (the "Resolution"), on file in the original records of the County in my legal custody; that the Resolution was duly adopted by the Board of County Commissioners of the County at a meeting on July 23, 2009, and that the meeting was duly held by the Board of County Commissioners and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Commissioners voted in favor thereof: Chairman Lauman, Commissioner Brenneman, Commissioner Dupont; voted against the same: _____ abstained from voting thereon: _____ or were absent: _____.

WITNESS my hand officially this 28th day of July, 2009.



Paula Robinson, Clerk

By/s/Diana Kile
Deputy

RESOLUTION NO. 2210 A

RESOLUTION RELATING TO RURAL SPECIAL IMPROVEMENT DISTRICT NO. 147; CREATING THE DISTRICT FOR THE PURPOSE OF UNDERTAKING CERTAIN LOCAL IMPROVEMENTS AND FINANCING THE COSTS THEREOF AND INCIDENTAL THERETO THROUGH THE ISSUANCE OF RURAL SPECIAL IMPROVEMENT DISTRICT BONDS SECURED BY THE COUNTY'S RURAL SPECIAL IMPROVEMENT DISTRICT REVOLVING FUND

BE IT RESOLVED by the Board of County Commissioners (the "Board") of Flathead County, Montana (the "County"), as follows:

Section 1. Passage of Resolution of Intention. This Board, on June 16, 2009, adopted Resolution No. 2210 (the "Resolution of Intention"), pursuant to which this Board declared its intention to create a rural special improvement district, designated as Rural Special Improvement District No. 147 of the County (the "District"), under Montana Code Annotated, Title 7, Chapter 12, Part 21, as amended (the "Act"), for the purpose of financing a portion of the costs of certain improvements described therein (the "Improvements") and paying costs incidental thereto, including costs associated with the sale and the security of rural special improvement district bonds drawn on the District (the "Bonds"), the creation and administration of the District, and the funding of a deposit to the County's Rural Special Improvement District Revolving Fund (the "Revolving Fund").

Section 2. Notice and Public Hearing. Notice of passage of the Resolution of Intention was duly published and mailed in all respects in accordance with law, and on July 23, 2009, this Board conducted a public hearing on the creation or extension of the District and the making of the Improvements. On July 28, 2009, this Board passed on all protests made during the period ended 30 days after the first date of publication of the notice of passage of the Resolution of Intention (the "Protest Period"). The public hearing was conducted at the first regular meeting of the Board following the expiration of the Protest Period. The matter was taken under advisement and this Resolution was adopted at the next regular meeting of the Board.

TUESDAY, JULY 28, 2009
(Continued)

Section 3. Protests. Within the Protest Period, when properties which have waived protest to rural special improvement district creation are not counted, 14 protests representing 16 lots, tracts, or parcels in the District were filed with the County Clerk and Recorder and not withdrawn, representing (i) 15.4 % of the total costs of the Improvements and incidental costs to be financed with proceeds of the Bonds in accordance with the method of assessment in the Resolution of Intention; (ii) 16.9 % of the total number of owners of property in the District subject to assessment; and (iii) 20.4 % of the total taxable value of the properties in the District subject to the assessment in the District. Within the Protest Period, 21 total protests, including from those whose right to protest has been waived, representing 24 lots, tracts, or parcels in the District were filed with the County Clerk and Recorder and not withdrawn by the owners of property in the District subject to assessment representing (i) 23.1 % of the total costs of the Improvements and incidental costs to be financed with proceeds of the Bonds in accordance with the method of assessment in the Resolution of Intention; (ii) 24.7 % of the total number of owners of property in the District subject to assessment; and (iii) 30.4 % of the total taxable value of the properties in the District subject to the assessment in the District.

Section 4. Creation of the District; Insufficiency of Protests. The District is hereby created on the terms and conditions set forth in, and otherwise in accordance with, the Resolution of Intention. The protests against the creation or extension of the District or the making of the Improvements filed during the Protest Period are hereby found to be insufficient. The findings and determinations made in the Resolution of Intention are hereby ratified and confirmed, including, without limitation, the findings and determinations relating to the Revolving Fund and Reserve Account.

Section 5. Reimbursement Expenditures.

5.1. Regulations. The United States Department of Treasury has promulgated final regulations governing the use of proceeds of tax-exempt bonds, all or a portion of which are to be used to reimburse the County for project expenditures paid by the County prior to the date of issuance of such bonds. Those regulations (Treasury Regulations, Section 1.150-2) (the "Regulations") require that the County adopt a statement of official intent to reimburse an original expenditure not later than 60 days after payment of the original expenditure. The Regulations also generally require that the bonds be issued and the reimbursement allocation made from the proceeds of the bonds within 18 months (or three years, if the reimbursement bond issue qualifies for the "small issuer" exception from the arbitrage rebate requirement) after the later of (i) the date the expenditure is paid or (ii) the date the project is placed in service or abandoned, but (unless the issue qualifies for the "small issuer" exception from the arbitrage rebate requirement) in no event more than three years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the bonds.

5.2. Prior Expenditures. Other than (i) expenditures to be paid or reimbursed from sources other than the Bonds, (ii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations, or (iii) expenditures in a "de minimus" amount (as defined in Section 1.150-2(f)(1) of the Regulations), no expenditures for the Improvements have been paid by the County before the date 60 days before the date of adoption of this resolution.

5.3. Declaration of Intent. The County reasonably expects to reimburse the expenditures made for costs of the Improvements out of the proceeds of Bonds in an estimated maximum aggregate principal amount of \$319,635.00 after the date of payment of all or a portion of the costs of the Improvements. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds or other expenditures eligible for reimbursement under Section 1.150-2(d) (3) of the Regulations.

5.4. Budgetary Matters. As of the date hereof, there are no County funds reserved, allocated on a long-term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Improvements, other than pursuant to the issuance of the Bonds. The statement of intent contained in this resolution, therefore, is determined to be consistent with the County's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof.

5.5. Reimbursement Allocations. The County's Treasurer shall be responsible for making the "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the Bonds to reimburse the source of temporary financing used by the County to make prior payment of the costs of the Improvements. Each allocation shall be evidenced by an entry on the official books and records of the County maintained for the Bonds or the Improvements and shall specifically identify the actual original expenditure being reimbursed.

PASSED AND ADOPTED by the Board of County Commissioners of Flathead County, Montana, this 28th day of July, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Dale W. Lauman
Dale W. Lauman, Chairman

By/s/Joseph D. Brenneman
Joseph D. Brenneman, Member

By/s/James R. Dupont
James R. Dupont, Member

ATTEST:
Paula Robinson, Clerk

By/s/Diana Kile
Diana Kile, Deputy

TUESDAY, JULY 28, 2009
(Continued)

CONSIDERATION OF LAKESHORE PERMIT: MEDRANO

[11:53:04 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Planning & Zoning Director Jeff Harris, Planner George Smith, Clerk Kile

Smith entered into record Lakeshore Permit FLP 09-91: an application received from Oscar Medrano to construct an eight foot access to facilitate the annual insertion of a floating dock on Lake Five. He then explained the applicant did the majority of the construction and excavation prior to applying for a permit. Smith stated he informed the applicant the county regulations state we have the option of charging him four times the permit fee as a penalty for proceeding without a permit.

Commissioner Brenneman made a **motion** to grant the permit and to follow the regulations that the fee is four times the application fee. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

12:00 p.m. Commissioner Brenneman: CDC Board meeting @ Three Rivers Bank
5:00 p.m. Commissioner Lauman: Refuse Board meeting @ Solid Waste District Office
7:00 p.m. Commissioner Brenneman: Flathead County River Commission meeting @ Earl Bennett Bldg.

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 29, 2009.

WEDNESDAY, JULY 29, 2009

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioners Brenneman and Dupont, and Clerk Robinson were present.

Chairman Lauman opened public comment on matters within the Commissions' Jurisdiction, no one present to speak, Chairman Lauman closed the public comment period.

QUARTERLY INVESTMENT REPORT W/ ADELE KRANTZ, TREASURER

[9:00:24 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Treasurer Adele Krantz, Clerk Kile

Krantz met with the commission and gave the following quarterly report.

WEDNESDAY, JULY 29, 2009
(Continued)

FLATHEAD COUNTY POOLED INVESTMENT PROGRAM

FISCAL YEAR 2008			SCHOOL	AGENCY	COUNTY		TOTAL	INT DIST/ INVEST
DATE	INVESTMENTS	CASH BALANCES OF	INTEREST	INTEREST	INTEREST	FEES	INT DISTRIBUTED	%
JUL 2007	\$ 98,755,967.18	\$ 99,101,598.77	\$ 159,039.91	\$ 16,831.97	\$ 116,158.71	\$ 1,134.98	\$ 293,165.57	3.50%
AUG 2007	\$ 94,089,563.12	\$ 94,435,194.71	\$ 285,075.42	\$ 25,986.12	\$ 200,226.04	\$ 1,998.53	\$ 513,286.11	6.42%
SEPT 2007	\$ 88,335,911.43	\$ 88,681,543.02	\$ 169,883.02	\$ 20,044.32	\$ 126,613.26	\$ 1,238.21	\$ 317,778.81	4.38%
OCT 2007	\$ 78,597,459.41	\$ 78,982,401.69	\$ 172,621.43	\$ 21,776.60	\$ 141,918.65	\$ 1,314.96	\$ 337,631.64	5.06%
NOV 2007	\$ 119,663,624.62	\$ 119,278,682.34	\$ 268,571.68	\$ 26,791.45	\$ 202,173.94	\$ 1,928.67	\$ 499,465.74	5.08%
DEC 2007	\$ 109,106,308.79	\$ 109,528,849.29	\$ 254,409.81	\$ 23,810.55	\$ 200,725.43	\$ 1,804.89	\$ 480,750.68	5.19%
JAN 2008	\$ 103,797,885.64	\$ 104,220,426.14	\$ 213,083.51	\$ 17,456.70	\$ 163,971.55	\$ 1,502.83	\$ 396,014.59	4.49%
FEB 2008	\$ 101,263,870.35	\$ 101,686,410.85	\$ 175,550.54	\$ 13,175.08	\$ 123,795.98	\$ 1,229.29	\$ 313,750.89	4.04%
MAR 2008	\$ 96,559,256.47	\$ 96,981,796.97	\$ 111,853.94	\$ 7,970.70	\$ 81,766.37	\$ 789.57	\$ 202,380.58	2.47%
APR 2008	\$ 89,366,214.18	\$ 89,788,754.68	\$ 108,674.37	\$ 8,353.37	\$ 85,275.39	\$ 790.15	\$ 203,093.28	2.76%
MAY 2008	\$ 116,674,089.23	\$ 116,753,498.14	\$ 96,004.19	\$ 6,203.19	\$ 71,189.74	\$ 656.92	\$ 174,054.04	1.76%
JUN 2008	\$ 108,716,586.02	\$ 109,047,882.39	\$ 193,259.01	\$ 14,703.57	\$ 169,848.16	\$ 1,392.91	\$ 379,203.65	4.24%
FY 2008 TOTALS	\$ 1,204,926,736.44	\$ 1,208,487,038.99	\$ 2,208,026.83	\$ 203,103.62	\$ 1,683,663.22	\$ 15,781.91	\$ 4,110,575.58	
FY 2008 AVERAGES	\$ 100,410,561.37	\$ 100,707,253.25	\$ 184,002.24	\$ 16,925.30	\$ 140,305.27	\$ 1,315.16	\$ 342,547.97	4.02%
FISCAL YEAR 2009			SCHOOL	AGENCY	COUNTY		TOTAL	INT DIST/ INVEST
DATE	INVESTMENTS	CASH BALANCES OF	INTEREST	INTEREST	INTEREST	FEES	INT DISTRIBUTED	%
JUL 2008	\$ 99,516,408.41	\$ 99,595,817.32	\$ 86,282.39	\$ 6,824.47	\$ 75,044.27	\$ 638.80	\$ 168,789.93	2.00%
AUG 2008	\$ 97,731,237.55	\$ 97,844,762.16	\$ 130,120.03	\$ 9,436.43	\$ 105,783.20	\$ 948.70	\$ 246,288.36	2.97%
SEPT 2008	\$ 89,419,694.97	\$ 89,533,219.58	\$ 90,641.95	\$ 6,848.98	\$ 77,300.06	\$ 686.38	\$ 175,477.37	2.39%
OCT 2008	\$ 78,065,784.59	\$ 78,179,309.20	\$ 117,692.83	\$ 10,269.81	\$ 108,176.53	\$ 947.55	\$ 237,086.72	3.58%
NOV 2008	\$ 117,706,012.94	\$ 117,819,537.55	\$ 166,191.37	\$ 12,177.81	\$ 142,593.30	\$ 1,187.48	\$ 322,149.96	3.33%
DEC 2008	\$ 117,479,697.52	\$ 117,594,484.90	\$ 226,770.06	\$ 13,582.65	\$ 186,662.62	\$ 1,603.59	\$ 428,618.92	4.30%
JAN 2009	\$ 108,104,492.10	\$ 108,233,476.98	\$ 158,342.10	\$ 10,125.20	\$ 130,595.56	\$ 1,146.60	\$ 300,209.46	3.27%
FEB 2009	\$ 101,251,986.61	\$ 101,384,633.70	\$ 158,292.16	\$ 9,724.64	\$ 131,034.96	\$ 1,157.70	\$ 300,209.46	3.87%
MAR 2009	\$ 99,457,406.79	\$ 99,590,053.88	\$ 101,227.08	\$ 5,668.23	\$ 99,775.16	\$ 754.75	\$ 207,425.22	2.46%
APR 2009	\$ 93,642,315.24	\$ 93,775,512.33	\$ 52,144.20	\$ 2,881.66	\$ 53,209.09	\$ 754.76	\$ 108,989.71	1.42%
MAY 2009	\$ 120,936,694.99	\$ 121,069,892.08	\$ 58,272.65	\$ 2,963.92	\$ 53,637.97	\$ 407.55	\$ 115,282.09	1.12%
JUN 2009	\$ 108,280,921.96	\$ 108,284,471.96	\$ 62,235.35	\$ 8,527.09	\$ 62,397.29	\$ 486.72	\$ 133,646.45	1.50%
FY 2009 TOTALS	\$ 1,231,592,653.67	\$ 1,232,905,171.64	\$ 1,408,212.17	\$ 99,030.89	\$ 1,226,210.01	\$ 10,720.58	\$ 2,744,173.65	
FY 2009 AVERAGES	\$ 102,632,721.14	\$ 102,742,097.64	\$ 117,351.01	\$ 8,252.57	\$ 102,184.17	\$ 893.38	\$ 228,681.14	2.62%

Krantz reported the stip rate averaged .78%, sweep acct stats were at 1.35 % and last quarters top investment rate was 3.55% from Rocky Mountain Bank. She then noted personal property taxes and mobile home taxes have been mailed. The delinquent taxes currently total approximately \$7 million.

DOCUMENT FOR SIGNATURE: SOCCER FIELD LEASE/ STILLWATER CHRISTIAN SCHOOL

[9:15:23 AM](#)

Members present:

Chairman Dale W. Lauman

Commissioner James R. Dupont

Members absent:

Commissioner Joseph D. Brenneman

Others present:

Assistant Mike Pence, Deputy County Attorney Jonathan Smith, Weed & Parks Director Jed Fisher, Tom Jentz, Clerk Kile

Fisher reviewed the proposal for a 10 year lease for a soccer field that will be built on property north of Stillwater Christian School. He then explained on the north end of the property next to the subdivision there is 100 feet that was not included in the original survey when the county sold the property to Mr. Thompson. He then added the county has an eight foot encroachment on the east side of their property near the Vo-Ag fence.

Fisher noted the county will utilize Stillwater Christians gymnasium for three days in December to hold a Pepsi Holiday Classic Basketball Tournament. There was then discussion in regards to a hold harmless clause for use of the gym for the basketball tournament.

Commissioner Dupont made a **motion** to approve the lease and authorized the chairman to sign. Chairman Lauman **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

WEDNESDAY, JULY 29, 2009
(Continued)

CONFIRMATION OF DNRC-APPOINTED FIRE WARDENS: FLATHEAD COUNTY

[9:19:49 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner James R. Dupont

Members absent:

Commissioner Joseph D. Brenneman

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Dupont made a **motion** with reservation to approve the appointment of the following County Fire Wardens:

William Glaspey	Fire Forester	DNRC Kalispell Unit
Greg Poncin	Unit Manager	DNRC Kalispell Unit
Fred Holmes	Unit Fire Supervisor	DNRC Kalispell Unit
Dave Jones	Service Forester	DNRC Kalispell Unit
Nicholas Merriman	Fire Team Leader	DNRC Kalispell Unit
Jeremy Pris	Unit Fire Supervisor	DNRC Kalispell Unit
Joshwa Price	Engine Boss	DNRC Kalispell Unit
Pete Seigmund	Management Forester	DNRC Kalispell Unit
Brent Kallander	Management Forester	DNRC Kalispell Unit
Steve Lorch	Land Use Specialist	DNRC Kalispell Unit
James Holm	Engine Boss	DNRC Kalispell Unit
James Price	Fire Cache Manager	DNRC Kalispell Unit

Chairman Lauman **seconded** the motion. **Aye** - Lauman and Dupont. Motion carried by quorum.

MONTHLY MEETING W/ DAVE PRUNTY, SOLID WASTE DISTRICT

[9:30:06 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Public Works Director Dave Prunty, Operations Manager Solid Waste Jim Chilton, Clerk Kile

Prunty reported bids for construction of the Ashley Lake Container Site will be opened on August 6 and as soon as the bid is awarded it should take approximately 45 days to construct the site. He then stated a check has been sent to DNRC for \$32,862.00 for a 30 year easement. Prunty reported the Landfill Gas to Energy system is running extremely well 24/7 and is producing 750 kilowatts of energy presently. The Somers container site was then discussed in regards to an appraisal that came in for the 3.21 acres off Hwy 93; the estimate from two appraisers within the valley came in at a range of \$110,000 to \$130,000 and MDOT's appraisal is \$158,000.00. Prunty reported the Solid Waste Board would like to make an offer at \$130,000.

Chairman Lauman stated he feels it would be to the counties advantage to own the site and made a **motion** to support the Solid Waste Board submitting a proposal for \$130,000 to the state. Commissioner Brenneman **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

Prunty then spoke about future container site consolidations that will close three additional sites: Essex, Nyack and Izaak Walton which collect less than 1 percent of the counties garbage. Also discussed was litter alongside the highways and the continued decrease in tonnages.

PUBLIC HEARING: BIGFORK FIRE DISTRICT ANNEXATION/ LEWIS

[10:01:15 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Deputy County Attorney Jonathan Smith, Bigfork Fire Chief Wayne Loeffler, Creston Fire Chief Gary Mahugh, Tom Lewis, Sharon Lewis, Betsy Armstrong, Doug Armstrong, Clerk Kile

Chairman Lauman opened the public hearing to anyone wishing to speak in favor or opposition of annexing property into the Bigfork Fire District.

Tom Lewis, 546 Grand Drive stated he and his wife own two separate subdivisions: McCaffery Ranch and McCaffery Woods. He explained a single homeowners association was created and each subdivision lies in a different fire district. They are surrounded on one side by Bigfork Fire District and on the other Creston Fire District. He noted he made an effort several years ago to try to put the subdivisions into a single fire district, but after receiving information about having to do a mass mailing to do so he dropped the issue. Lewis explained he received a letter in January informing him he was in two separate fire districts at which time he checked into started the process again.

Smith explained the legislature recently changed the law in regards to requiring mass mailings when changing from fire district to fire district; before you had to mail to every address in the district.

WEDNESDAY, JULY 29, 2009
(Continued)

Gary Mahugh, Creston Fire Chief explained his concerns in regards to taking the property from one fire district to another. He stated there is a water supply that sits within this subdivision of Mr. Lewis's, which was part of final plat approval that Creston Fire Department required for water supply. He further stated the water supply was actually a joint project between Mr. Lewis's subdivision and Belterra Subdivision, which they put together in order to have a single large water supply to service the community rather than having two smaller ones. Mahugh stated the result was a nice facility which now will lie outside Creston Fire District which could create legal issues with them and the developer of Belterra Subdivision. He stated they would need a written agreement from Mr. Lewis allowing access in perpetuity to the water supply, and to stay in conformance with the plat approval done earlier for the community water supply. He went on to say water is in short supply in the McCaffrey Road area and legally needs to remain a part of the Creston Fire District in terms of access; if we can come up with some kind of a solution to that which would be in perpetuity then Creston Fire would not protest the annexation. Also noted was the loss of revenue to the fire district.

Wayne Loeffler, Bigfork Fire Chief explained he has been on the job for approximately four weeks now and pointed out the learning curve is pretty high. He stated he did okay the annexation of Mr. Lewis's property into their district, however, as he dug deeper and talked to Mr. Mahugh he realized there was a lot more to this. He stated they were looking at streamlining the fire districts, but at this point concurs with Mr. Mahugh that some type of written agreement for the water source would be valuable for both departments.

Tom Lewis responded by saying it was never his intention to restrict either fire department from the use of the water supply; it was put in to provide a community water supply for fire. He then said it is his understanding that all the fire departments work together in any case and doesn't know that there is any downside in providing legal access to the water; it isn't an issue to him. Lewis went on to say that whatever his agreement was with Creston would be the same with Bigfork.

No one else rising to speak, Chairman Lauman closed the public hearing.

General discussion was held relative to fire district boundaries and the previous agreement made.

Commissioner Brenneman said a legal agreement needs to be in place with the homeowners association that the water is available for Creston Fire in perpetuity.

Commissioner Brenneman made a **motion** to continue consideration of the annexation request pending a mutually agreed upon legal agreement regarding the water supply. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

PRELIMINARY PLAT: GOOD CREEK RESERVE SUBDIVISION

[10:16:42 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Planner Dianna Broadie, Sam Cordi, John Kauffman, Clerk Kile

Broadie entered into record Staff Report FSR 09-04, Good Creek Reserve Subdivision; an application submitted by John and Linda Kauffman with technical assistance from Sam Cordi for preliminary plat approval of a 4 lot minor subdivision on 76.89 acres located on Evers Connection Road midpoint between Star Meadows Road and Martin Creek Road. Broadie also reviewed the Findings of Fact as well as the variance requests.

Discussion was held relative to a variance to the internal subdivision road and what would be reasonable to ask the applicant in regards to off-site improvements.

Commissioner Brenneman made a **motion** to adopt Findings of Fact and to grant variance 1 and deny variance 2. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

Sam Cordi asked for clarification on condition 15 in regards to the conservation easement. He stated they do not have a problem with the condition, but asked for clarification that it would only be .31 acres.

General discussion was held relative to access to the property since the forest service guarantees no permanent easement.

John Kauffman stated that he is the one that maintains the Forest Service road and said it would be totally impractical for them to ever shut it down because there are lots up and down it.

Commissioner Brenneman suggested including a statement on the face of the final plat that states: The US Forest Service maintains that landowners along this road do not have easement or recorded right of access.

Sam Cordi said it is his understanding that they will not deny him right to his property; he then asked if he could obtain a letter from the Forest Service stating that he does have access.

Commissioner Brenneman then suggested adding language that states: A letter will be provided demonstrating access to the property from the US Forest Service.

Commissioner Brenneman made a **motion** to approve preliminary plat for Good Creek Reserve Subdivision as amended. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

WEDNESDAY, JULY 29, 2009
(Continued)

Standard Conditions

1. The applicant shall receive physical addresses in accordance with Flathead County Resolution #1626. All road names shall appear on the final plat. Street addressing shall be assigned by the Address Coordinator. [Section 4.7.18(iv), Flathead County Subdivision Regulations (FCSR)]
2. A dust control plan shall be submitted that addresses measures to minimize construction dust and includes post-construction dust mitigation measures. [Section 4.7.15, FCSR]
3. The applicant shall comply with reasonable fire suppression and access requirements of the Office of Emergency Services. A letter from that office stating that the plat meets the requirements of their Office shall be submitted with the application for Final Plat. [Section 4.7.28, FCSR]
4. All areas disturbed during development of the subdivision shall be re-vegetated in accordance with an approved Weed Control Plan and a letter from the County Weed Supervisor stating that the Weed Control Plan has been approved shall be submitted with the final plat. [Section 4.7.27, FCSR]
5. New electrical and telephone utilities shall be extended underground to abut and be available to each lot, in accordance with a plan approved by the applicable utility providers. [Section 4.7.25, FCSR]
6. The proposed water, wastewater treatment, and stormwater drainage systems for the subdivision shall be reviewed by the Flathead City-County Health Department and approved by the Montana Department of Environmental Quality. [Section 4.7.14, FCSR]
7. The developer shall contact the Superintendent of Schools and, if required, provide and improve a location for the safe loading and unloading of students. [Section 4.7.31, FCSR]
8. The following statements shall be placed on the face of the final plat applicable to all lots:
 - a. Address numbers shall be posted at the commencement of construction and be clearly visible at all times thereafter. Numbers shall be placed in the driveway entrance and at any subsequent divergent points of access for shared driveways. All address numbers shall be displayed on a contrasting background using a minimum four-inch numeral height. [Section 4.7.28.c, FCSR]
 - b. All utilities shall be placed underground. [Section 4.7.25, FCSR]
 - c. Solid Waste removal for all lots shall be provided by a contracted solid waste hauler. [Section 4.7.24, FCSR]
 - d. Lot owners are bound by the Weed Control Plan to which the developer and the Flathead County Weed Department agreed. [4.7.27, FCSR]
 - e. The owners shall abide by the guidelines set forth in the approved Dust and Air Pollution Control and Mitigation Plan during and after site construction and development activities. [Section 4.7.15, FCSR]
 - f.

Waiver of Protest
Participation in Special Improvement District
[per County Resolution 503-M]

_____(Owner) hereby waives any and all right to protest which it may have in regards to any attempt to be made by a local governmental entity, to initiate a Special Improvement District which includes _____ Subdivision, shown on the plat therefore, for any of the purposes related to roads, water facilities and systems, and sewer facilities and systems, set forth in Sections 7-12-2102 and 7-12-4102, M.C.A.; provided however that _____ understands that (he/she/it/they) retains the ability to object to the amount of assessment imposed as a result of the formation of a Special Improvement District, including the right to object on the basis that the property is not benefited by the Special Improvement District. _____ agrees that this covenant shall run to, with and be binding on the title of the real property described above and shall be binding on the heirs, assigns, successors in interest, purchasers, and any and all subsequent holders or owners of the real property shown on the subdivision plat for _____ Subdivision.
9. The final plat shall comply with state surveying requirements. [Section 76-3-608(b) (i), M.C.A.]
10. All required improvements shall be completed in place or a Subdivision Improvement Agreement shall be provided by the subdivider prior to _____ final approval by the County Commissioners. [Section 4.4.28 FCSR]
11. The final plat shall be in substantial compliance with the plat and plans submitted for preliminary plat review, except as modified by these _____ conditions. [Section 4.4.23 FCSR]
12. Preliminary plat approval is valid for three years. [Section 4.4.21 FCSR]

Project-Specific Conditions

13. With the application for final plat, the applicant shall provide a Road Users' Agreement for the portion of Evers Creek Connection Road needed to access the subdivision and provide a copy of the Forest Service permit to allow plowing activities. [Section 4.7.17(e), FCSR]
14. A paved apron shall be constructed on Evers Creek Connection Road where it meets Good Creek Road in accordance with the Flathead County Minimum Standards for Design and Construction and shall be certified by a licensed engineer. [Section 4.7.19(e), FCSR]
15. A conservation easement will be recorded for at least the equivalent of the parkland requirement. If a conservation easement has not been recorded, the baseline value of the parkland cash donation shall be shown by providing an appraisal for the equivalent of .318 acres of unimproved land from a Certified General Appraiser, dated no more than six months prior to final plat application submittal. Proof shall be provided that the cash donation has been paid to Flathead County at the time of final plat application. [Section 4.7.25(f), FCSR]
16. A Native Growth Protection Easement and no-build zone shall be recorded in the riparian areas identified by the Riparian Plan and 50 feet from the centerline on either side of Good Creek. [Section 4.7.12, FCSR]

**WEDNESDAY, JULY 29, 2009
(Continued)**

17. A variance shall have been granted as relief from Section 4.7.7(c) FCSR. [Section 4.7.1, FCSR]
18. The following statement shall be shown plainly on the face of the plat:
"No further subdivision of lots shall occur until zoning is in place and the zoning allows such subdivision." [Section 4.4.29 FCSR]
19. The following statements shall be placed on the face of the final plat applicable to all lots:
- g. This subdivision is located in a silvacultural area and potential nuisances such as noise, dust, odors, and irregular hours of operation are commonplace. As such, the right to farm/log on adjoining properties will not be restricted as a result of the development or occupancy of this subdivision. [MCA 76-3-608]
 - h. Lot owners are encouraged to contact the Montana Department of Fish, Wildlife, and Parks to obtain information on safely living near wildlife and minimizing habitat impact, including such things as bear proofing, pet control, and removing food sources. [MCA 76-3-608]
 - i. Owners are alerted that this may be an area of big game migration and are encouraged to contact the Montana Department of Fish, Wildlife, and Parks for information on wildlife friendly fencing. [MCA 76-3-608]
 - j. Only Class A and Class B fire-rated roofing materials are allowed. [Section 4.4.29 FCSR]
 - k. This subdivision is located in the Wildland Urban Interface wildfire priority area where wildfires can and do occur. [Section 4.4.29 FCSR]
 - l. Firewise defensible standards shall be incorporated around all primary structures and improvements. [Section 4.4.29 FCSR]
 - m. Lot owners should be aware they are living in a rural area of Flathead County and delayed response times may be experienced from emergency service providers. [MCA 76-3-608]
20. The applicant shall provide a letter from the U.S. Forest Service that states that the subdivision would not be denied legal access in the future.

CONSIDERATION OF RELEASE OF COLLATERAL: THE TERRACE AT SOMERS BAY AND LSL SUBDIVISION

[10:46:26 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Assistant Planning & Zoning Director B J Grieve, Clerk Kile

Grieve reported an SIA was approved for work at the Terrace at Somers Bay and the work is now complete.

Commissioner Dupont made a **motion** to release collateral for the Terrace at Somers Bay. Commissioner Brenneman **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

CONSIDERATION OF RELEASE OF COLLATERAL: LSL SUBDIVISION

[10:49:17 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Assistant Planning & Zoning Director B J Grieve, Clerk Kile

Grieve explained after encountering problems with the applicant and his engineer the Planning & Zoning Office inspected the subdivision. He then stated after a visual inspection it appears the work has been completed.

Commissioner Brenneman made a **motion** to release collateral for LSL Subdivision. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

TAKE ACTION: SUBDIVISION NO. 259

[10:51:10 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Clerk Kile

Chairman Lauman read into the record that Subdivision No. 259 is a dead file and will not go to final plat.

WEDNESDAY, JULY 29, 2009
(Continued)

CONSIDERATION OF PRINTING BIDS: SOLID WASTE DISTRICT OFFICE

[10:52:39 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Brenneman made a **motion** to approve the print bid from Great Northern Printing for 5,000 envelopes for \$606.52, 5,000 window envelopes for \$361.00 and 10,000 letterheads for \$790.15 for the Solid Waste District Office. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

AUTHORIZE DAVE POLANSKY OF EAGLE TRANSIT AS SIGNATORY/ DD CONTRACT WITH DPHHS

[10:54:10 AM](#)

Members present:

Chairman Dale W. Lauman
Commissioner Joseph D. Brenneman
Commissioner James R. Dupont

Others present:

Assistant Mike Pence, Clerk Kile

Commissioner Brenneman made a **motion** to authorize Dave Polansky to sign for Eagle Transit. Commissioner Dupont **seconded** the motion. **Aye** - Lauman, Brenneman and Dupont. Motion carried unanimously.

11:00 a.m. County Attorney meeting @ Co. Atty's Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 30, 2009.

THURSDAY, JULY 30, 2009

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioners Brenneman and Dupont, and Clerk Robinson were present.

7:30 a.m. Commissioner Brenneman: Interoperability Montana Finance Committee conference call (till 9)
3:30 p.m. Commissioner Dupont: Port Authority Board meeting @ MWED Office

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on July 31, 2009.

FRIDAY, JULY 31, 2009

The Board of County Commissioners met in continued session at 8:00 o'clock A.M. Chairman Lauman, Commissioners Brenneman and Dupont, and Clerk Robinson were present.

9:00 a.m. Subdivision Review Committee meeting @ Commissioners' Meeting Room

At 5:00 o'clock P.M., the Board continued the session until 8:00 o'clock A.M. on August 3, 2009.

The following are claims for the month of July, 2009.

**Flathead County
Warrant Vouchers - Vendor Summary**

2M COMPANY INC	\$687.03
A & I DISTRIBUTORS	\$2,376.71
AASHEIM, GLEN	\$65.45
ABC BUSINESS SOLUTIONS INC	\$515.88
ABC COMMERCIAL STORAGE	\$100.00
ADAM, CONRAD W 1	\$2,557.00
ADKINS, DIANNA	\$639.92
AFLAC	\$3,955.12
AFSCME COUNCIL 9	\$3,941.95
AIR-PRO DUCT CLEANING	\$294.00
AKRIMAX PHARMACEUTICALS INC	\$2,886.75
ALERT LEVY FUND	\$523.11
ALL STAR ELECTRIC & DEVELOPMENT	\$360.00
ALLEGIANCE BENEFIT PLAN MANAGEMENT	\$26,942.33

JULY -- 2009
(Continued)

ALLISON, PEG L.	\$345.60
ALLTEL	\$542.29
ALPINE BUSINESS CENTER	\$4,360.00
AMERICAN CORRECTIONAL ASSOCIATION	\$557.50
AMERICAN WEST CHROME INC	\$980.00
AMSAN CUSTODIAL SUPPLY	\$2,119.27
ANCHOR ALARMS INC	\$300.00
ANDERS BUSINESS SOLUTIONS	\$1,055.00
ANDERSEN, VICTOR	\$16.40
ANDY'S AUTO GLASS	\$715.00
ANYTIME LOCK & SAFE	\$18,904.31
APCO AFC	\$100.00
API SYSTEMS INTEGRATORS INC	\$283.00
APPEL, CYRIL	\$28.80
ARCHITECTS DESIGN GROUP PC	\$2,720.00
ASKEW, NANCY F	\$104.50
ASPHALT DRUM MIXERS INC	\$314.94
AUTO ELECTRIC REBUILDERS INC	\$110.00
B&G CHEMICALS & EQUIPMENT INC	\$560.00
BACK ROOM RESTAURANT INC	\$21.30
BALDING, THALE	\$45.00
BALTRUSCH, SHARI	\$15.00
BARNES, JANE	\$6.90
BARNES, SHIRLEY ANN 1	\$15.00
BASARABA, MARIE	\$45.00
BEE BROADCASTING INC	\$750.00
BENNETT ELECTRIC	\$450.00
BENSON, EDDY LOU	\$6.00
BERRY COMPANY, THE	\$1,109.10
BIG JOHN'S	\$33.45
BIG MOUNTAIN EYE CARE	\$377.30
BIG SKY PUBLIC PROCUREMENT ASSN	\$20.00
BIG SKY SPECIALTY COMPOUNDING	\$45.00
BIGFORK EAGLE	\$32.00
BIGFORK SENIOR CITIZENS	\$1,485.13
BIGFORK WATER/SEWER DISTRICT	\$232.68
BINETTE, ANDREW	\$41.94
BLACK BOX NETWORK SERVICE	\$324.58
BLACK GOLD TOP SOIL	\$2,025.00
BLACK MOUNTAIN SOFTWARE, INC	\$27,324.00
BOB BARKER CO INC	\$6.31
BOGART, KEITH	\$19.20
BONHAM, CATHERINE	\$26.40
BRODY CHEMICAL	\$881.99
BROKERS NATIONAL LIFE	\$3,211.60
BUECHLE, JAMES	\$11.00
BUFFALO HILL FUNERAL HOME	\$800.00
BULLIS, RICHARD A.	\$1,600.00
BURKE, RUTH	\$80.00
BURKE-WEBSTER, ERIN	\$145.83
CANCILLA, TONI	\$70.00
CARDINAL DISCOUNT SUPPLY INC	\$2,862.14
CARDINAL HEALTH	\$244.80
CARLSON, INEZ M	\$1.77
CARQUEST AUTO PARTS STORES	\$24.78
CARTER, MYRTLE	\$36.00
CASCADE CO REGIONAL YOUTH SERVICES	\$3,428.36
CASTLE MOUNTAIN SPORTS	\$16,700.39
CATTANEO-NELSON, CHERYL	\$225.00
CBK SERVICES INC	\$123.14
CBM FOOD SERVICE	\$18,716.66
CD'A METALS	\$59.46
CENTRAL VALLEY ANIMAL HOSPITAL	\$175.46
CENTURYTEL 4	\$16,991.00
CHALINDER, JOHN	\$20.10
CHAMBERLIN, SIG	\$37.80
CHAMBERS, CELIA	\$17.40
CHATTIN, VIDA	\$250.00
CHILD SUPPORT DIVISION	\$1,882.48
CHM ENTERPRISES INC	\$6,615.00
CHRISTENSEN, DAVID	\$80.73
CHS INC - KALISPELL	\$54,690.86
CHS INC.,BY-PRODUCTS	\$25,866.92
CIMA COMPANIES INC	\$1,669.48
CITYSERVICEVALCON LLC	\$34,942.56
CLARK REAL ESTATE APPRAISAL INC	\$1,500.00
CLARK, MARY	\$45.00
CLARK, PHYLLIS	\$15.00
CLARK, SAMUEL J	\$175.00
CLARKE, CARLA	\$583.00
CLINICAL PATHOLOGY ASSOCIATES	\$11.00
CMG ENGINEERING	\$4,900.00
COCA-COLA BOTTLING	\$486.45
COLBERT, PATRICIA	\$30.00
COLONIAL LIFE AND ACCIDENT INS CO	\$10.50
COLUMBIA CONTAINERS	\$190.00
COLUMBIA FALLS, CITY OF	\$24.41
COLUMBIA MORTUARY	\$1,500.00
COMPUTER SOFTWARE ASSOCIATES, INC	\$15,112.81
COMSEARCH	\$1,170.00
CONRAD MAIN STREET LLC	\$3,388.66
CONRAD, CHARLES	\$11.52
CONSOLIDATED ELECTRICAL DIST, INC	\$30.58
CONVENIENT CLOSING SERVICES	\$99.00
COOL GUY GEAR	\$2,155.00
CORRIGAN, EDWARD	\$696.50
COTHRAN, BEVERLY J	\$15.00

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COUNTRY ANIMAL HOSPITAL, A	\$90.00
COWLITZ COUNTY SHERIFF	\$65.00
CRANS, NANCY	\$90.00
CRESCENT ELECTRIC SUPPLY CO	\$32.53
CRIMINAL RECORDS	\$58.50
CRISIS MANAGEMENT CONSULTING	\$6,000.00
CROUCHER, WANDA	\$12.00
CTA ARCHITECTS ENGINEERS	\$46,703.86
CTA CONSTRUCTION & ENVIRONMENTAL LLC	\$7,957.98
CULLIGAN WATER	\$275.50
CUMMINGS, SUE	\$15.00
DAILY INTERLAKE	\$1,262.89
DALEN'S DIESEL SERVICE INC	\$2,443.70
DAVIS PIPE & MACHINERY, INC	\$103.10
DE LAGE LANDEN FINANCIAL SERVICES	\$485.50
DELVENTHAL, ART	\$45.00
DENT, LESLEY	\$100.00
DEPRATU FORD SALES	\$26,917.21
DEPT OF ADMINISTRATION 2	\$110.00
DEPT OF ENVIRONMENTAL QUALITY	\$13,246.30
DEPT OF JUSTICE 5	\$3,544.44
DEPT OF JUSTICE 6	\$950.00
DEPT OF LIVESTOCK	\$50.00
DEPT OF PUBLIC HEALTH & HUMAN SRVS 1	\$2,526.75
DEPT OF REVENUE 5	\$66,955.65
DEPT OF REVENUE 6	\$8,873.34
DIETARY MANAGERS ASSOCIATION	\$135.00
DIGITAL COMMUNICATIONS SYSTEM, INC	\$1,198.49
DISTRICT #1 ASA	\$2,106.00
DOCX	\$14.00
DODGE COMPANY INC	\$154.82
DOELY, WENDY	\$221.10
DON WEAKLY SIGNS	\$1,340.00
DORSEY & WHITNEY LLP	\$12,000.00
DRAPER, HAL	\$31.20
DTG MAPS INC	\$367.71
DUFOUR, BERNADETTE J	\$19.80
DULL, MYRNA	\$20.40
DUROS, LAURA LEE	\$261.00
EBERT, HELLEN E	\$45.00
ECLINICAL WORKS	\$1,462.50
EISINGER MOTORS	\$1,322.86
ELECTION SYSTEMS & SOFTWARE INC	\$31,715.00
ELECTRICAL SYSTEMS INC	\$240.64
ELLIOT, RANDI	\$151.25
ELLIOTT, WAYNE	\$13.10
EMBROIDERY PLUS	\$850.15
ENVIRO-TIRE INC	\$693.60
EQUITABLE LIFE ASSURANCE SOCIETY	\$265.00
EQUITY MANAGEMENT INC TRUST	\$1,427.47
EREKSON, ALLANA	\$38.75
ERICKSON, CONNIE	\$251.35
EVERCOM SYSTEMS INC	\$840.00
EVERGREEN DISPOSAL INC	\$20,478.88
EVERGREEN WATER DISTRICT #1	\$1,081.05
EXPRESS EMPLOYMENT PROFESSIONALS	\$6,603.15
FASTENAL COMPANY	\$1,255.67
FASTENERS INC	\$258.00
FAUSKE, ARDELLA M	\$21.00
FAUSKE, PETE	\$75.60
FEDEX EXPRESS	\$24.55
FERGUSON ENTERPRISES, INC	\$1,576.90
FICKLER OIL COMPANY INC	\$492.85
FIRE SUPPRESSION SYSTEMS INC	\$546.00
FIRST AMERICAN SPECIALTY SERV	\$72.00
FIRST BANKCARD	\$48,441.91
FIRST INTERSTATE BANK TRUSTEE	\$433.79
FISHER, CLYDE	\$33.00
FLATHEAD BEACON	\$890.00
FLATHEAD CO SEARCH & RESCUE	\$5,473.63
FLATHEAD CO TREASURER	\$71.81
FLATHEAD ELECTRIC CO-OP	\$25,226.11
FLATHEAD VALLEY UMPIRE'S ASSN	\$3,460.00
FOOD SERVICES OF AMERICA	\$1,832.47
FOY, GUY A	\$984.73
FRANCIS, DORIS	\$38.40
FREDENBERG, ORIN W	\$45.00
GARLINGTON, LOHN & ROBINSON, PLLP	\$938.75
GCS RESEARCH LLC	\$4,625.00
GERALDS, JIM	\$30.00
GILBERT, TOM	\$106.08
GILBERTSON, DOUG	\$4.20
GLACIER BANK	\$4,056.85
GLACIER DENTAL GROUP, PC	\$931.00
GLACIER MEMORIAL GARDENS	\$490.00
GLACIER WHOLESALERS INC	\$1,601.31
GOLD RUSH CLOTHING COMPANY	\$749.40
GOLD STONE LEASING	\$89,040.00
GRADE 8 EARTHWORKS	\$750.00
GRANGER, MARY M	\$14.97
GREASE MONKEY	\$271.96
GRIZZLY MOON MASH, LLC	\$98.94
GRIZZLY SECURITY ARMORED EXPRESS INC	\$1,500.00
GUSTAFSON, HELEN	\$3.75
HARTSOCH, DOROTHY	\$700.00
HEADSETS.COM INC	\$1,983.57
HEALTH E-WEB	\$138.00

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HEALTHCENTER NORTHWEST	\$194.63
HEIM, FRED	\$18.00
HELGESON, JOE	\$21.60
HESKA CORPORATION	\$397.00
HIGH COUNTRY LINEN SUPPLY	\$300.16
HIGH PLAINS PIZZA INC	\$27.23
HOHMAN, CHERYL	\$5.59
HOLIDAY INN EXPRESS 2	\$331.56
HOLLAND, DANIEL B	\$25.30
HOLLINGER, SCOTT	\$24.20
HOLLINGSWORTH, THELMA	\$45.00
HOLM, HOWARD N	\$83.20
HOLM, NATHAN	\$190.50
HOME DEPOT CREDIT SERVICES	\$830.39
HOMEFRONT PROTECTIVE GROUP INC	\$3,850.00
HORIBA INTERNATIONAL CORPORATION	\$63.69
HOWARD, ALISON E	\$249.96
HSBC BUSINESS SOLUTIONS 2	\$63.96
HUDSON, JERREL	\$52.20
HUDSON, MATTIE	\$45.00
HUFF, MICHELLE	\$22.50
HULIT, PEGGY L	\$5.40
HUNGRY HORSE NEWS	\$35.00
HUTCHINSON, ESTHER	\$18.60
IKON OFFICE SOLUTIONS 1	\$843.20
INGRAM LIBRARY SERVICES	\$3,512.51
INGRAM, ESTHER	\$30.00
INITIAL IMPRESSION INC	\$3,437.50
INSTY PRINTS	\$27.95
INTERNAL REVENUE SERVICE	\$300.00
INTERNATIONAL DENTAL SEMINARS	\$135.00
INTERNATIONAL UNION OF OP ENGINEERS	\$2,475.75
IOD, INC	\$254.47
J&M TRANSPORTATION SERVICE	\$16.00
J2 OFFICE PRODUCTS	\$14,656.56
JACOBS, WENDEE	\$79.95
JANITORS WORLD SUPPLIES	\$3,308.29
JENKINS, BARBARA	\$250.00
JOHNSON CONTROLS INC	\$2,575.00
JOHNSON-GLOSCHAT FUNERAL HOME	\$800.00
JUDGE, LILLIAN	\$16.20
KALISPELL AUTO PARTS	\$15,685.51
KALISPELL CITY	\$0.00
KALISPELL CITY 1	\$604.00
KALISPELL ELECTRIC INC	\$6,507.53
KALISPELL REGIONAL MEDICAL CENTER	\$0.00
KALISPELL REGIONAL MEDICAL CENTER 2	\$11,515.98
KALISPELL SENIOR CENTER	\$1,851.78
KAR PRODUCTS	\$382.99
KARI DODGE CHRYSLER PLYMOUTH HYUNDA	\$1,073.36
KEEFE COMMISSARY NETWORK SALES	\$437.50
KELLY, BRIAN	\$210.00
KING, MARTHA L	\$21.00
KING, RICHARD	\$45.00
KING, RICK L.	\$19.20
KINONEN, RICHARD	\$2.40
KLEMPPEL, GINA	\$15.40
KLINE, DANIEL	\$757.31
KLS HYDRAULICS & MACHINE WORKS LLC	\$359.90
KMART 7030	\$219.56
KOFI INC	\$3,600.00
KONE INC	\$14,108.76
KRACHER, CLIFF	\$37.80
KRUMLAND, VERLYN	\$12.60
LABER, EVELYN	\$45.00
LAISY, WAYNE	\$90.00
LAKE SIDE COMMUNITY CHAPEL	\$300.00
LAMPSON, CECILE	\$90.90
LANDON, DONALD D	\$14.40
LANKTREE GLASS, INC	\$753.00
LARSEN, ROXANNE L	\$45.00
LARSON, KEN	\$45.00
LAWRENCE, PAULETTE	\$763.00
LAWSON PRODUCTS, INC.	\$3,659.83
LC STAFFING SERVICE	\$7,858.95
LEAF	\$275.68
LENOIR, RODNEY	\$24.00
LES SCHWAB TIRE CENTER 1	\$180.70
LHC, INC	\$232.74
LIBERTY NORTHWEST	\$70,705.64
LILIENTHAL INSULATION COMPANY LLC	\$3,590.30
LIMELIGHT PRODUCTIONS	\$350.00
LINCOLN CO SHERIFF	\$27,234.19
LINDGREN, AMANDA	\$10.98
LIST, KATHERINE A	\$2,080.00
LITTLEFIELD, MARGARET	\$45.00
LOVEALL, ORLETTA	\$26.40
LUNA, CORA	\$4.80
M LEE SMITH PUBLISHERS LLC	\$749.00
M&C TIRE, INC	\$132.50
M&M COMMUNICATIONS INC	\$420.00
MAAS, RANAE	\$68.76
MAC FARLANE, JENNIFER	\$17.05
MACKOFF KELLOGG	\$56.00
MACO/JPIA	\$711,759.25
MAGIC WANDA'S CLEANING SERVICE	\$250.00
MAHUGH FIRE & SAFETY, LLC	\$62.50

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MAIL ROOM, THE	\$7,355.09
MAKULEC, JENNIFER	\$3,925.00
MANAGHAN, BEVERLY	\$30.00
MARANTETTE, JAMES	\$45.00
MARCUM, CAROLE	\$28.50
MARINO, TOM	\$28.00
MASTER'S TOUCH LLC, THE	\$341.15
MAXIMUM LEVY FUND	\$447.46
MCCORMICK, JACK	\$35.10
MCCORMICK, KEVIN	\$7.20
MCGLYNN, PATRICIA	\$18.15
MCMILLAN, RUTH_2	\$40.20
MDM SUPPLY COMPANY	\$398.82
MEADOW GOLD DAIRIES INC	\$785.13
MERCK & COMPANY INC	\$6,034.06
METAL WORKS & MUFFLER	\$289.92
MEYER, HATTIE	\$15.00
MICHAELS CONVENIENCE STORES INC	\$43.06
MICHEL, SHANE	\$50.00
MIDWEST TAPE LLC	\$196.90
MILD FENCE COMPANY	\$559.10
MILLER, WAYNE	\$386.10
MILLS, PAT	\$100.00
MISSOULA CO DETENTION FACILITY	\$1,125.00
MOBILFONE	\$26,495.22
MODERN MACHINERY CO, INC	\$420.26
MONTANA ACE - KALISPELL	\$25.83
MONTANA ASSOC REG LAND SURVEYORS	\$100.00
MONTANA CO ATTORNEYS ASSOCIATION	\$185.00
MONTANA ENVIRONMENTAL LAB LLC	\$135.00
MONTANA HIGHWAY PATROL	\$904.09
MONTANA MADNESS CUSTOM EMBROIDERY	\$340.00
MONTANA NURSERY & LANDSCAPE ASSN (MNLA)	\$35.00
MONTANA OE-CI TRUST FUND	\$10,449.05
MONTANA ONE CALL CENTER	\$243.56
MONTANA PRIMARY CARE ASSOCIATION	\$600.00
MONTANA PUBLIC EMPLOYEES ASSN	\$935.00
MONTANA REFINING COMPANY	\$311,460.25
MONTANA SKY NETWORKS, INC	\$351.45
MONTANA STATE EXTENSION	\$5,083.36
MONTANA TRACTOR	\$22,500.00
MONTANA VEBA HRA ADMINISTRATOR	\$7,301.64
MORRELL, GLENN JAMESON	\$45.00
MORRISON MAIERLE, INC	\$14,322.53
MOTICHKA, BONNIE	\$15.00
MOTOROLA	\$3,660.53
MOTOROLA INC	\$4,951.38
MOUNTAIN VIEW PET CREMATORY INC	\$492.00
MSU EXTENSION PUBLICATIONS	\$170.00
MURDOCH'S RANCH & HOME SUPPLY, INC	\$3,062.59
MY SHOP	\$209.00
NACCHO	\$574.62
NACHC	\$953.50
NARSVPD, INC	\$100.00
NATIONAL 4H COUNCIL-SUPPLY SERV	\$27.00
NATIONAL TACTICAL OFFICERS ASSN	\$40.00
NETWORK HARDWARE RESALE	\$123.23
NEWMAN TRAFFIC SIGNS	\$342.82
NEWMAN, MARK	\$32.70
NEWMAN, MICHAEL M. MD PC	\$1,100.00
NOAA NATIONAL DATA CENTERS	\$34.00
NOMAD TECHNOLOGIES INC	\$260.00
NORCO, INC	\$353.21
NORMONT EQUIPMENT CO	\$1,089.15
NORTH VALLEY HOSPITAL INC	\$573.20
NORTH VALLEY SENIOR CENTER	\$1,805.13
NORTH WEST BLS	\$900.00
NORTHERN ENERGY INC	\$93.67
NORTHSTAR PRINTING INC	\$716.00
NORTHWEST DRUG TASK FORCE PEPI FUND	\$1,111.50
NORTHWEST FUEL SYSTEMS	\$85.92
NORTHWEST IMAGING	\$0.00
NORTHWEST IMAGING PC	\$226.45
NORTHWEST MONTANA HUMAN RESOURCES	\$19,797.04
NORTHWEST PARTS & EQUIPMENT	\$597.47
NORTHWEST PORTABLES LLC	\$675.00
NORTHWEST TRUCK REPAIR INC	\$654.93
NORTHWESTERN ENERGY	\$1,865.38
NORTHWESTERN ENERGY 1	\$555.60
NURTURING CENTER INC	\$8,426.13
NW MT HOSPITALIST SERVICE, LLC	\$244.00
O'REILLY AUTO PARTS	\$54.99
OCCUPATIONAL HEALTH & WELLNESS SRVS	\$230.00
OFFICE DEPOT	\$0.00
OFFICE DEPOT 1	\$2,514.81
OFFICEMAX INCORPORATED	\$192.97
OGILBY & SONS PUBLISHING	\$221.00
OLSON, WENDY	\$160.52
OREGON DEPT OF JUSTICE	\$223.38
PACIFIC STEEL & RECYCLING	\$112.18
PAGE NORTHWEST	\$24,463.75
PARADIGM MANAGEMENT PC	\$119,618.02
PARK SIDE FEDERAL CREDIT UNION	\$3,296.10
PARKER, MARY JANE	\$45.00
PARSONS, PEGGY	\$15.00
PATHWAYS HEALTHCARE	\$728.00
PAULUS, ROBERT	\$28.50

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PENNE, RUSS	\$45.00
PERFORMANCE MAINTENANCE LLC	\$4,287.00
PERVAIS, PAULA	\$26.10
PETERSON, LYNDA	\$45.00
PETTY CASH - CO ATTY	\$66.32
PETTY CASH - REFUSE DISPOSAL DIST.	\$30.49
PETTY CASH - SID OPERATIONS	\$17.90
PETTYJOHN'S THE WATER STORE INC	\$135.00
PFIZER ANIMAL HEALTH	\$337.65
PFRIMMER, CAROLYN	\$22.20
PHIL'S PLUMBING, INC	\$1,363.00
PHILLIPS, DONALD W	\$10.20
PHOTO VIDEO PLUS	\$225.43
PIER, ETHEL	\$43.80
PILSCH, COREY	\$202.44
PINNACLE INVESTIGATION CORP	\$375.20
PITNEY BOWES INC	\$107.70
PORTER, CAROLYN	\$93.50
POSITIVE PROMOTIONS	\$364.37
PRIORITY DISPATCH	\$195.00
PROVO, MICHELENE	\$9.00
PURDY, ERIKA S.	\$275.00
PYLES, JOYCE	\$30.00
QUINN, GERALD	\$12.00
R&R INDUSTRIES INC	\$121.91
RANA, PAUL	\$28.78
RANCH COUNTY WATER DISTRICT	\$58.25
RANDOLPH, SHARON M	\$80.00
RANUM, TERRY	\$17.50
READY FREDDY INC	\$800.00
REBECCA JOHNS CPCC	\$200.00
REGIONS INTERSTATE BILLING SERVICE	\$14.76
RESOURCE PLANNING ASSOCIATES	\$1,500.00
RESPOND SYSTEMS OF MONTANA	\$25.48
RICKS WELDING	\$135.00
RIMROCK STAGES INC	\$994.25
RISEABUV APPAREL	\$645.50
RIVERSIDE COUNTY SHERIFF'S OFFICE	\$90.00
ROBERT PECCIA & ASSOCIATES INC	\$21,617.91
ROCKY MOUNTAIN IMAGES INC	\$1,423.34
ROLL, ARLEN	\$44.40
RON'S ALIGNMENT INC	\$326.00
ROOBISH, IVAN	\$15.30
ROSAUERS 1	\$188.14
ROSCOE STEEL & CULVERT	\$601.01
ROSE COMMUNICATION	\$650.00
ROSENBERG, MARVIN	\$52.50
ROSET, KRISTIN	\$249.96
ROYBAL'S ABBEY CARPET	\$75.00
RUSSELL, MARION	\$20.10
SAFETY-KLEEN CORP	\$475.03
SAMPSON, DEANN	\$690.00
SAN BERNADINO COUNTY SHERIFF	\$70.00
SANDERS, RAY	\$7.70
SANDON CONSTRUCTION CO	\$2,762.00
SANDS SURVEYING INC	\$2,657.00
SCHAEFER PSYCHIATRIC SERVICES	\$2,500.00
SCHERING PLOUGH ANIMAL HEALTH CORP	\$519.00
SCHLAGENHAUFER, RON	\$1,780.40
SCHNACKENBERG, LORENE	\$25.20
SCHRADE, GEORGE	\$15.00
SCHRAEDER, CLAIRE	\$30.00
SCHRAEDER, SUSAN	\$30.70
SCHWEGEL, LOIS	\$51.30
SELBYS	\$134.86
SENEY, DORIS	\$30.00
SHADOW ENTERPRISES	\$475.00
SHAH SOFTWARE INC	\$3,200.00
SHEFFELS, MARCIA M	\$4.49
SHEPARD'S GLASS SHOP INC	\$1,925.00
SHERO, EMMA	\$26.40
SHUR CLEAN PORTABLE TOILETS INC	\$150.00
SILVERTIP EMERGENCY PHYSICIANS	\$371.50
SIMPSON, CALEB E	\$516.00
SIX ROBBLEES' INC	\$2,035.46
SJORDAL, PAULINE	\$31.20
SKYBERG, RICK	\$923.02
SLITERS ACE 1	\$36.18
SMITH MEDICAL PARTNERS LLC	\$2,410.20
SMITH, DOUG	\$18.70
SNIP VETERINARY CLINIC	\$130.00
SNOW CREST CHEMICALS LLC	\$2,202.43
SNYDER, LAURENCE	\$45.00
SOLIS, PATRICIA SYDNEY	\$1,000.00
SORENSEN, MARK J MD	\$60.00
SPECIAL FRIENDS ADVOCACY PROGRAM	\$1,355.22
SPENCER, HANNA	\$36.00
SPENCER, HANNA 2	\$24.00
SPILLMAN, JACK	\$41.00
SPORT SUPPLY GROUP INC	\$2,354.58
STANDARD AND POOR'S	\$8,500.00
STAPLES	\$0.00
STAPLES CREDIT PLAN	\$1,841.14
STATE LAW LIBRARY OF MONTANA	\$900.00
STEPHENS, ROBERT	\$34.00
STERICYCLE INC	\$153.22
SUPER 1 FOODS	\$203.78

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SUPER 1 FOODS 1	\$157.37
SWANK ENTERPRISES 1	\$878,461.46
SWCDMI	\$105.00
SWISS CHALET EXCAVATING	\$1,400.00
SYSCO FOOD SERVICES OF MONTANA INC	\$7,390.20
T-BEND CONSTRUCTION INC.	\$107.50
TALBOT, VAL	\$30.00
TAYLOR, GORDON R	\$49.98
TAYLOR, ROSAINNE	\$41.70
TEAMSTERS UNION LOCAL #2 1	\$1,050.00
TERRY'S SMALL ENGINE & REPAIR	\$22.50
TERRY, RON	\$39.60
TESSCO INCORPORATED	\$298.01
THARPE, JAMES	\$33.00
THERACOM, INC	\$373.51
THOMAS PRINTING INC	\$35.00
THOMAS, DEAN & HOSKINS INC	\$3,624.86
THOMPSON MD, ARTHUR	\$84.15
THOMPSON, ROBERT O	\$6.00
THORING, ELAINE P	\$5.40
THREE RIVERS BANK	\$10,480.89
TIMEKEEPING SYSTEMS INC	\$6,506.41
TIRE-RAMA WEST	\$285.00
TOMBARGE, BEVERLY J	\$10.80
TONERPORT INCORPORATED	\$1,195.80
TORNOW PC, THOMAS T	\$7.00
TRACKER SOFTWRE CORP, INC	\$500.00
TRAVELERS PROPERTY CASUALTY	\$4,521.09
TRIMBLE NAVIGATION LTD	\$2,164.73
TRIPLE W EQUIPMENT INC	\$7,263.22
TRIPPET'S PRINTING	\$1,130.50
TRISTATE SERVICE	\$20.00
TRODICK, MARIE	\$15.60
TRS	\$681.92
TUCKER MANUFACTURING CO INC	\$109.63
TYLER, GEORGE	\$12.00
TYLER, PETE	\$63.90
UNITED PARCEL SERVICE	\$69.69
UNITED TOOL RENTAL INC	\$840.00
UNITED WAY OF FLATHEAD COUNTY	\$372.00
UPS STORE, THE 1	\$304.55
US POSTAL SERVICE 4	\$6,000.00
VALIC	\$5,796.00
VALLEY WELDERS SUPPLY INC	\$56.80
VALVOLINE EXPRESS CARE	\$42.99
VAN MULLEM, ED	\$45.00
VAN SWEDEN, ROBERT P	\$84.00
VANTAGEPOINT TRANSFER AGENTS-457	\$1,184.00
VERIZON WIRELESS 2	\$5,690.57
VISA	\$28.24
VONDAL, DAYLE R	\$45.00
VONDAL, DAYLE R 1	\$13.50
VOSEN, FERN	\$24.00
WATSON, CHERYL	\$17.65
WATSON, DONALD D	\$4.20
WATSON, JENNIFER	\$26.65
WEAVER, JANETTE	\$24.00
WELLS FARGO HOME MTG	\$5.00
WEST PAYMENT CENTER	\$23.00
WEST SHORE NEWS	\$15.00
WESTCOAST PAPER	\$315.30
WESTERN BUILDING CENTER 3	\$1,123.71
WESTERN CONFERENCE OF TEAMSTERS	\$1,887.50
WESTERN DETENTION PRODUCTS INC	\$1,153.44
WESTERN OUTDOOR	\$200.00
WESTERN STATES EQUIPMENT COMPANY	\$9,518.33
WESTERN STATES INSURANCE	\$2,680.00
WESTERN TOWING, INC	\$340.00
WESTLAND SEED INC	\$1,575.00
WHITEFISH AUTO PARTS INC	\$2,897.49
WHITEFISH CREDIT UNION	\$1,988.00
WHITEFISH CREDIT UNION 1	\$2,270.50
WHITEFISH GOLDEN AGERS INC	\$2,287.13
WILBER, VIRGINIA	\$41.50
WILDER, DR WALLACE S	\$150.00
WILKINSON, SARA	\$100.00
WILLIAMS, DAVID G	\$23.00
WILLIAMS, JAN	\$45.00
WILLIAMS, RICHARD F	\$98.76
WILLIAMS, VIRGINIA	\$93.90
WINGERT, PETE	\$214.50
WOLL, PETE	\$30.80
WORKPLACE INC	\$160,383.35
XEROX CORPORATION 2	\$365.64
XL DENT	\$80.00
YEAGER, TONY	\$36.60
YEATS, SHIRLEE	\$1.65
YELLOWSTONE CO YOUTH SERVICES	\$1,841.56
ZEE MEDICAL SERVICE	\$180.22
Grand Total:	\$3,595,641.31

JULY -- 2009
(Continued)

Claims for the month of July 2009 approved this 11th day of August, 2009.

BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana

By/s/Dale W. Lauman
Dale W. Lauman, Chairman

By/s/Paula Robinson
Paula Robinson, Clerk

PUBLIC NOTICE

The Board of Commissioners of Flathead County did this 11th day of August, 2009, approve payroll and claims for payment in the amount of \$4,743,647.42 for the period beginning July 1, 2009 and ending on July 31, 2009.

The full and complete claim list is available for public view in the Office of the Clerk & Recorder, Flathead County Courthouse, Kalispell, Montana. Individual requests for personal copies will be accepted by the Clerk and Recorder.

Dated this 11th day of August, 2009.

**BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana**

**By /s/Dale W. Lauman
Dale W. Lauman, Chairman**

**By /s/Paula Robinson
Paula Robinson, Clerk**

Publish August 17, 2009

PUBLIC NOTICE

The Board of County Commissioners' proceedings for Flathead County for the period of July 1, 2009, thru July 31, 2009, are now available for public review in the Office of the Clerk and Recorder, Flathead County Courthouse, Kalispell, Montana.

Individual requests for personal copies will be accepted by the Flathead County Clerk and Recorder, Flathead County, Courthouse, Kalispell, Montana.

Dated this 11th day of August 2009.

**BOARD OF COUNTY COMMISSIONERS
Flathead County, Montana**

**By /s/Dale W. Lauman
Dale W. Lauman, Chairman**

**By /s/Paula Robinson
Paula Robinson, Clerk**

Publish August 17, 2009
